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FILED

IN THE CIRCUIT COURT OF LONOKE COUNTY, ARKANSAS (CIVIL DIVISION)

2009 SEP 15 PM 12: 11

CASE NO. CV-2006-413

CONORE CO DESCRIT CLERE

RANDY SCHAFER; END OF THE ROAD FARMS. INC.; SCHAFER PLANTING CO., a partnership; WALLACE FARMS, a partnership; ROBERT E. MOERY, individually and in his capacity as Trustee of the Robert Moery revocable trust; KYLE MOERY; CARTER FARMSPARTNERSHIP, a partnership, PETRUS FARMS,INC., ROBERT PETRUS, individually and in his capacity as Trustee of the Robert Petrus revocable trust; R & B AMADEN FARMS, a partnership; RANDALL J. SNIDER; R & S Planting Company, Inc., S & R FARMS, a partnership; A. S. KELLY AND SONS, a partnership; and NEIL DANIELS FARMS, a partnership, GARNER LAND COMPANY, LLC; and LITTLE TWIST LAND COMPANY, LLC.

PLAINTIFFS

VS

RICELAND FOODS, INC.; BAYER CROPSCIENCE LP: BAYER CROPSCIENCE HOLDING, INC.; BAYER CORPORATION: BAYER CROPSCIENCE AG. a German Corporation; BAYER AG, a German Corporation; BAYER BIOSCIENCE NV. a Belgian Corporation: BAYER CROPSCIENCE HOLDING, SA, a French Corporation. "JOHN DOE," an Individual, and Unknown Individuals or Corporations A-P,

DEFENDANTS

ORDER GRANTING MOTION FOR NON-SUIT AGAINST DEFENDANT RICELAND FOODS, INC.

Upon motion of the Plaintiffs to non-suit the within cause as to separate Defendant Riceland Foods, Inc., and for good cause shown, all claims as to Defendant Riceland Foods, Inc., shall be, and hereby are, dismissed without prejudice. All other Defendant's shall remain unaffected.

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IT IS SO ORDERED.

Date

APPROVED:

Hare, Wynn, Newell and Newton, LLP 4220 N. Rodney Parham Rd., Suite 250 Little Rock, Arkansa s72212 501-225-5500

Ву:

PAUL BARD, ABN 85020

Attorney for Plaintiff

D.C.